IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SECOND DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO : 17643 of 1994

Between:

Smt. G. Suryakantham w/o T. Venkataramana,

Aged about 36 yrs, R/o Vizianagaram

..... PETITIONER

AND

1. The Commissioner of Collegiate Education, A.P. Hyderabad,
2. Govt. of A.P. represented by Secretary, Education Dept. Secretariat, Hyderabad,
3. Maharajah's College for Women, Vizianagaram, represented by its Correspondent, Vizianagaram,
4. Mrs. M. Soumya Natraj, Lecturer in Chemistry, Maharajah's College for Women, Vizianagaram.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of mandamus declaring that the action of 1st respondent in purporting to post the 4th respondent from a different college to the 3rd respondent college is arbitrary and illegal and direct the respondents to regularize the services of the petitioner as Lecturer in Chemistry available in a post and allow all consequential benefits.

For the Petitioner: MR.V.VENKATARAMANA, Advocate

For the Respondent Nos 1 and 2 : Govt. for Education

For Respondents 3 and 4 : Sri MR.K.G.K.PRASAD

The Court made the following :

O R D E R

This Writ Petition is filed seeking a Writ of Mandamus declaring the action of the 1st respondent in purporting to post the 4th respondent from a different college to the 3rd respondent college as arbitrary and illegal and consequently direct the respondents to regularize the services of the petitioner as lecturer in Chemistry in the existing vacancy.

In view of the proceedings dated: 8-09-1994, Mrs. M. Soumya Natraj, 4th respondent herein, who is working as lecturer in Chemistry, at M.R College (Men), Vizianagaram, has been identified as surplus Lecturer and it has been proposed to shift her to M.R College (Women), Vizianagaram. Apprehending that the petitioner may be shifted in view of the aforesaid proceedings, she approached this Court by filing this writ petition. This Court by its order dated 4-10-1994 granted interim stay of the impugned proceedings, provided the transferred teacher has not taken charge. However, the learned counsel for the petitioner submits that by virtue of the interim orders passed by this Court, the petitioner is allowed to continue at Maharajah's College for Women, Vizianagaram.

In view of the aforesaid interim orders, I am of the view that no further orders are required to be passed in this writ petition.

The Writ Petition is accordingly disposed of. No costs.

_____ GOPALAKRISHNA TAMADA,J

22nd July, 2004

vp

To,

1. The Commissioner of Collegiate Education, A.P. Hyderabad,
2. The Secretary to Govt. of A.P. Education Dept. Secretariat, Hyderabad,
3. Maharajah's College for Women, Vizianagaram, represented by its Correspondent, Vizianagaram,
4. 2 CC copies to Govt. Pleader for Education, High Court Buildings, Hyderabad (OUT)
5. 2 CD copies.